

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 2763 of 2005

Between:

1. Janga Rajaiah S/o Komuraiah, aged 50 years.
2. Mutha Komuraiah, S/o. Rajaiah, aged 45 years
3. Putta Mallesham S/o. Rangaiah, aged 48 years
4. Kommu Lachamma W/o. Buchaiah, aged 46 years
5. Kommu Radhamma W/o. Komuraiah, aged 43 years
6. Kommu Chinna Radhamma W/o.Mallesham, aged 40 years
7. Kommu Posama W/o. Rajaiah, aged 41 years
8. Mutha Rajamallu, S/o. Rajaiah, aged 52 years
9. Janga Narsaiah, S/o. Komuraiah, aged 52 years
10. Janga Narsavva W/o. Komuraiah,

All Occ:Agriculture and R/o. Kothapalli Village, H/o. Bommareddypalli, Dharmaram Mandal,
Karimnagar Distroct.

... PETITIONERS

AND

1. The Mandal Revenue Officer, Dharmaram, Karimnagar District.
2. The Revenue Divisional Officer, Peddapalli, Karimnagar District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of writ of Mandamus directing the Respondents not to dispossess the petitioners from their lands in Sy.Nos.952, 921, 1047, 919 and 918 situated at Bommareddypalli without issuing any notice and without following any due process of law.

Counsel for the Petitioners: MR.I.AGA REDDY

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

-
-
-
-
-

ORDER:

The petitioners state that they have been in possession and enjoyment of small extent of lands situated in Sy.Nos.952, 921, 1047, 919 and 918 at Bommareddypalli, Dharmaram Mandal, Karimnagar District.

The petitioners claim that they were also granted pattas and all of them are in continuous possession and enjoyment of the same. It is alleged that the first respondent-Mandal Revenue Officer, has been orally threatening the petitioners that they should handover the possession of the land in question, since the same is required for the purpose of distribution to landless poor. The petitioners state that they made a representation dated 24-01-2005 requesting the second respondent-Revenue Divisional Officer, to look into the matter and protect their possession. Aggrieved by the inaction on the part of the second respondent, this writ petition is filed.

Having heard the learned counsel for the petitioners and the learned Government

Pleader for Revenue appearing for the respondents, without expressing any opinion with regard to the entitlement of the petitioners to continue in possession of land in question, the writ petition is disposed of with a direction to the second respondent- Revenue Divisional Officer to look into the claim made by the petitioners dated 24-01-2005 and pass appropriate orders, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. Till such time, *status quo* obtaining as on today as to the nature and possession of the land in question shall be maintained.

The Writ Petition is accordingly disposed of. No order as to costs.

G. ROHINI, J

Dated: 17-02-2005

LSK

ASSISTANT REGISTRAR

To

1. The Mandal Revenue Officer, Dharmaram, Karimnagar District.
2. The Revenue Divisional Officer, Peddapalli, Karimnagar District.
3. Two C.Cs. to the Government Pleader for Revenue, High Court Buildings, Hyderabad, (O.U.T.)
4. Two C.D. copies.